

**HOUSE OF REPRESENTATIVES STAFF ANALYSIS**

**BILL #:** HCR 7209      PCB RCC 07-06      Appointment of the Auditor General, Concurrent Resolution

**SPONSOR(S):** Rules & Calendar Council

**TIED BILLS:** \_\_\_\_\_ **IDEN./SIM. BILLS:** \_\_\_\_\_

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REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
Orig. Comm.: Rules & Calendar Council	14 Y, 0 N	Rubottom	Rubottom
1) _____	_____	_____	_____
2) _____	_____	_____	_____
3) _____	_____	_____	_____
4) _____	_____	_____	_____
5) _____	_____	_____	_____

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**SUMMARY ANALYSIS**

Article III, Section 2, Florida Constitution, requires the Legislature to “appoint an auditor to serve at [the Legislature’s] pleasure who shall audit public records and perform related duties as prescribed by law or concurrent resolution.” Section 11.42(2), Florida Statutes., provides that the Auditor General shall be appointed to the office to serve at the pleasure of the Legislature, by a majority vote of the members of the Legislative Auditing Committee, subject to confirmation by both houses of the Legislature.

This concurrent resolution confirms the appointment made by the Legislative Auditing Committee of David William Martin to the position of Auditor General, effective October 1, 2007.

## FULL ANALYSIS

### I. SUBSTANTIVE ANALYSIS

#### A. HOUSE PRINCIPLES ANALYSIS:

#### B. EFFECT OF PROPOSED CHANGES:

##### Background:

Article III, Section 2, Florida Constitution, authorizes the legislature to appoint an auditor to serve at the Legislature's pleasure. Section 11.42(1) F.S., Florida Statutes, provides that the auditor appointed under Art. III, Sec. 2 is designated the Auditor General.

Sec. 11.42(2), F.S., requires the Legislative Auditing Committee to appoint an Auditor General by majority vote of the members of the committee and then to confirmation by both houses of the Legislature.

Sec 11.42(2), F.S., provides that at the time of appointment by the Legislative Auditing Committee, the Auditor General shall have been certified under the Public Accountancy Law in this state for a period of at least 10 years and shall have had not less than 10 years experience in accounting or auditing related field.

##### Proposed Changes:

This concurrent resolution confirms the appointment of David William Martin to the position of Auditor General effective October 1, 2007.

#### C. SECTION DIRECTORY:

### II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

#### A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues: NONE

2. Expenditures: NONE

#### B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues: NONE

2. Expenditures: NONE

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

NONE

D. FISCAL COMMENTS:

NONE

**III. COMMENTS**

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision: NONE

2. Other: NONE

B. RULE-MAKING AUTHORITY:

NONE

C. DRAFTING ISSUES OR OTHER COMMENTS:

It appears that David Martin fulfills the statutory requirements provided in Sec. 11.42(2), F.S., for the appointment of the Auditor General. He has over 20 years of management and supervisory experience in governmental auditing in Florida. Additionally, he managed the issuance of over 900 audit reports as an audit manager for the Auditor General. Mr. Martin was unanimously appointed to the position by the Legislative Auditing Committee.

D. STATEMENT OF THE SPONSOR

NONE

**IV. AMENDMENTS/COUNCIL SUBSTITUTE CHANGES**